

STATE OF TEXAS §  
COUNTIES OF ARANSAS §  
SAN PATRICIO AND NUECES §  
CITY OF ARANSAS PASS §

On this the 19th day of September, 2011 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Tommy Knight Mayor  
Phillip Hyatt Mayor Pro Tempore  
James A. Mills Council Member  
Vickie Abrego Council Member

ABSENT: Ross McElwee Council Member

ADMINISTRATIVE  
PERSONNEL PRESENT: Allen Lawrence City Attorney  
Reggie Winters City Manager  
Yvonne Stonebraker City Secretary

ADMINISTRATIVE  
PERSONNEL ABSENT:

STAFF PRESENT: Darrell Jones Police Chief  
Rickie Kilgore Fire Chief  
Earl Buckmaster Harbormaster

OTHERS PRESENT: Katie Roberts-Verhelst/Herald, Ernie & Olivia Torres, Lupe Torres, Erik Aguirre, Jim& Alpha Covington, Phil & Nell Reynolds, E. Shedd, Irwin Walters, Ed &Ellie Block, David Underbrink, Thomas Tiffen, Capt. Tom Doran, Imelda Sifuentes, Henrie Morales, Mike & Jan Moore, Don & Jeanie Brummett, Lucille Spriggs, Myrtle Montgomery, Hope Comingore, R.W. Fulbright, Tom &Dorothy Morse, Dawn Vo, Adam Hutchison, Eva Young, Marshall Davidson, Grant Erickson, and Rosemary Vega/Chamber of Commerce.

*There may have been others present who did not sign in.*

- 1. CALL MEETING TO ORDER.**  
Mayor Knight called the meeting to order at 7:00 P.M. on
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**  
Council Member Abrego gave the invocation. Mayor Knight led the Pledge of Allegiance to the United States Flag.
- 3. CONSIDER AND ACT ON MINUTES OF SEPTEMBER 1 AND SEPTEMBER 6, 2011.**  
Mayor Pro Tem Hyatt made a motion to approve the minutes of September 1 and September 6, 2011. Council Member Mills seconded the motion and the motion carried.
- 4. CONSIDER AND ACT ON APPROVAL OF ORDINANCE NO. 2011-4000 – ADOPTING THE FY 2011-2012 BUDGET OF THE CITY OF ARANSAS PASS.**  
Council Member Mills made a motion to approve Ordinance No. 2011-4000 – adopting the FY 2011-2012 Budget of the City of Aransas Pass. Mayor Pro Tem Hyatt seconded the motion and the motion carried with Mayor Knight voting no.
- 5. CONSIDER AND ACT ON APPROVAL OF ORDINANCE NO. 2011-4001 – LEVYING UPON THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE CITY OF ARANSAS PASS, TEXAS SUBJECT TO TAXATION, A CERTAIN SUM UPON EACH ONE HUNDRED (\$100.00)**

**DOLLARS OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE REQUESTED IN THE ANNUAL BUDGET, LESS THE AMOUNT ESTIMATED TO BE RECEIVED FROM FINES, LICENSES, AND OTHER SOURCES OF REVENUE.**

Council Member Mills made a motion to approve Ordinance No. 2011-4001 – levying upon the assessed valuation of the property within the City of Aransas Pass, Texas subject to taxation, a certain sum upon each one hundred (\$100.00) dollars of valuation sufficient to raise the amount estimated to be requested in the annual budget, less the amount estimated to be received from fines, licenses, and other sources of revenue. Mayor Pro Tem Hyatt seconded the motion and the motion carried with Mayor Knight voting no.

**6. CONSIDER AND ACT ON RESOLUTION NO. 2011-658 – APPROVING A CONN BROWN HARBOR CONTRACT AND LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND G & S MARINE, INC. AND ACCEPTING CERTAIN TERMS AND CONDITIONS.**

Council Member Mills made a motion to approve Resolution No. 2011-658 – approving a Conn Brown Harbor Contract and Lease Agreement between the City of Aransas Pass and G & S Marine, Inc. and accepting certain terms and conditions. Council Member Abrego seconded the motion and the motion carried unanimously.

**7. CONSIDER AND ACT ON RESOLUTION NO. 2011-659 – AMENDING A CONN BROWN HARBOR CONTRACT AND LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND HANDSOME SAILOR YACHT CHARTERS AND ACCEPTING CERTAIN TERMS AND CONDITIONS.**

Mayor Pro Tem Hyatt made a motion to approve Resolution No. 2011-659 – amending a Conn Brown Harbor Contract and Lease Agreement between the City of Aransas Pass and Handsome Sailor Yacht Charters and accepting certain terms and conditions. Council Member Abrego seconded the motion and the motion carried unanimously.

**8. CONSIDER AND ACT ON RESOLUTION NO. 2011-660 – APPROVING A CONN BROWN HARBOR LEASE AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND SAU NGUYEN d/b/a CAPTAIN CADY'S BAIT HOUSE AND ACCEPTING CERTAIN TERMS AND CONDITIONS.**

Council Member Mills made a motion to approve Resolution No. 2011-660 – approving a Conn Brown Harbor Lease Agreement between the City of Aransas Pass and Sau Nguyen d/b/a Captain Cady's Bait House and accepting certain terms and conditions. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

**9. CONSIDER AND ACT ON ALLOWING 8 LINER MACHINES WITHIN THE CITY OF ARANSAS PASS CITY LIMITS.**

Mayor Pro Tem Hyatt made a motion to allow City Manager Reggie Winters to investigate further on 8 liner machines within the City of Aransas Pass city limits. Council Member Mills seconded the motion and the motion carried with Council Member Abrego voting no.

**10. UPDATES BY NAISMITH ENGINEERING REGARDING HARBOR RE-DEVELOPMENT PROJECTS.**

Dave Sullivan, Dave Underbrink, Thomas Tiffen and Adam Hutchison updated the City Council on all re-development projects going on in Conn Brown Harbor by powerpoint presentation.

**11. CONSIDER AND ACT ON APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ARANSAS PASS AND J.M. DAVIDSON, INC REGARDING SEA GATES AND RAIL GATES.**

Council Member Mills made a motion to approve a Memorandum of Understanding between the City of Aransas Pass and J.M. Davidson, Inc regarding sea gates and rail gates. Council Member Abrego seconded the motion and the motion carried unanimously.

**12. CONSIDER AND ACT ON APPOINTING FIVE MEMBERS AND ONE ALTERNATE TO THE BOARD OF ADJUSTMENTS COMMITTEE.**

Council Member Mills made a motion to approve Captain Fred Comingore, Mr. Donald Brummett, Mr. William Ellis, Mr. Jim Covington and Mr. Jay Attaway as the five members and

Ms. Karen Mayer and Sonny Wright as alternates to the Board of Adjustments Committee. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

13. CITIZEN'S COMMENTS.

Ms. Eva Young spoke about her certified letter she received from the City of Aransas Pass regarding rubbish in her yard. She stated the mess she had has been cleaned up and showed pictures as proof. She stated the Ordinance referencing rubbish, etc. has not been updated since 2001.

Mayor Knight stated he would have City Attorney Lawrence read the Ordinance and update if needed.

14. RECESS REGULAR MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.

Mayor Knight recessed the Regular Meeting at 7:56 P.M.

A. SECTION 551.074- PERSONNEL MATTERS-POLICE DEPARTMENT-CHIEF DARRELL JONES.

15. RECONVENE IN REGULAR MEETING AND CONSIDER AND ACT ON FINDINGS OF EXECUTIVE SESSION.

Mayor Knight reconvened the Regular Meeting at 8:45 P.M.

A. SECTION 551.074- PERSONNEL MATTERS-POLICE DEPARTMENT-CHIEF DARRELL JONES.

No action taken.

16. ADJOURNMENT OF MEETING.

Council Member Mills made a motion to adjourn the meeting. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

Mayor Knight adjourned the meeting at 8:45 PM.

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Tommy Knight, Mayor

ATTEST:

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Yvonne Stonebraker, City Secretary